



# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** Leslye Krutko

**SUBJECT:** SEE BELOW

**DATE:** August 25, 2008

Approved

Date

9-2-08

**COUNCIL DISTRICT:** City-Wide  
**SNI AREA:** N/A

**SUBJECT: PUBLIC HEARING ON THE CONSOLIDATED ANNUAL  
PERFORMANCE EVALUATION REPORT (CAPER) FOR FY 07-08**

## RECOMMENDATION

It is recommended that the City Council approve the 2007-2008 Consolidated Annual Performance Evaluation Report (CAPER).

## OUTCOME

Approval of the CAPER will ensure compliance with HUD reporting requirements and continue the City's qualification for receipt of federal funds for housing and community development programs.

## BACKGROUND

Each year, the City of San José is required to report to the U.S. Department of Housing and Urban Development (HUD) on its performance in meeting the objectives of the approved Consolidated Plan for the prior fiscal year.

Included in the Consolidated Annual Performance and Evaluation Report (CAPER) is information about housing as well as community development activities. The report documents the City's use of federal HOME Investment Partnership funds, Emergency Shelter Grant (ESG) funds, the Community Development Block Grant (CDBG) Program funds, and Housing Opportunities for People with AIDS (HOPWA) funds.

## ANALYSIS

The preparation of the CAPER and the Consolidated Plan is guided by the following three major commitments and priorities expressed by HUD:

- To provide decent housing by: assisting the homeless in obtaining appropriate housing; preserving the affordable housing stock; increasing the availability of permanent housing that is affordable for lower-income households without discrimination; and increasing the supply of supportive housing for those with special needs.
- To provide a suitable living environment by: improving safety and livability of neighborhoods; reducing the isolation of income groups within an area; de-concentrating housing opportunities and revitalization of deteriorating neighborhoods; restoring and preserving properties of architectural, historic, or aesthetic value; and conserving energy resources.
- To expand economic opportunities by: creating jobs accessible to lower-income persons; providing access for lower-income households to mortgage financing and credit for development activities that promote long-term community viability; empowering lower-income persons to achieve self-sufficiency to reduce poverty in federally-assisted and public housing.

U.S. Department of Housing and Urban Development (HUD) regulations require that jurisdictions hold one public hearing for the review of the draft CAPER report. The federal government also requires a 15-day review period to receive public comments on the report.

The public review and comment period will begin on August 27, 2008 and end on September 11, 2008. A public hearing will be held on that day by the Housing and Community Development Advisory Commission to receive comments and answer questions regarding the CAPER.

A supplemental memorandum will be sent to City Council prior to the September 16, 2008 City Council meeting in order to report on the public comments received during the 15-day period. The City Council will then consider all input received to date and adopt the final draft, including any recommended modifications.

## EVALUATION AND FOLLOW-UP

Once approved, the CAPER will be submitted to HUD no later than September 30, 2008. Once it is submitted to HUD, the Housing Department will post the final document on its website at: <http://www.sjhousing.org/report/conplan.html>.

## PUBLIC OUTREACH/INTEREST

- Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or greater.  
**(Required: Website Posting)**
- Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**

- Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

The recommended action does not meet any of the above criteria. Nonetheless, this report will be posted to the City Council agenda website for September 16, 2008. Additionally, a notice of the City's two public hearings and the availability of the draft CAPER was published in the San Jose Mercury News, San Jose Post Record, La Oferta and Thoi Bao on August 22<sup>nd</sup> 2008.

### **COORDINATION**

The preparation of this memorandum was coordinated with the City Attorney's Office.

### **COST SUMMARY/IMPLICATIONS**

Without an approved CAPER, the City of San José may jeopardize future HUD funding for CDBG, HOME, HOPWA, and ESG programs.

### **CEQA**

Not a project.

  
LESLYE KRUTKO  
Director, Housing

For questions please contact LESLYE KRUTKO, DIRECTOR OF HOUSING, at 535-3851.

Attachment